

**GOVERNOR OF ANDHRA PRADESH
A B S T R A C T**

Prisons Department - NHRC Case No.813/1/2007-2008-JCD/SCN - Death of Undertrial Prisoner Kannepalli Prabhakar, on 25.9.2007 at Sub Jail, Luxettipet, Adilabad-NHRC recommendation to pay a sum of Rs.1,00,000/- as monetary relief to the next kin of the deceased - Sanction accorded - Orders - Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.RT.No.
2011.

Dated:28 -11-

Read the following:-

- 1.From the Principal Secretary to Govt. (Political), GAD A.P., Hyderabad, Lr No.183/HRC/A1/2011-2, dated 30-7-2011 along with letter of NHRC dated 22.7.2011 .
- 2.From Director General & Inspector General of (Prisons) & Correctional Services, A.P., Hyderabad. Lr.No.SB3/1031/07-2, dated: 30.08.2011.
- 3.From the Principal Secretary to Government (Political),General Administration Department,Lr.No.183/HRC/A 1/11-2, Dt.24.11.2011, in HRC Case 813/1/2007-2008-JCD/SCN.along with a letter of Asst.Registrar, HRC, Lr.dt, 2.11.2011)

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ORDER:

In the reference 1st read above, the National Human Rights Commission has issued Show Cause Notice u/s 18(c) of Protection of Human Rights Act 1993 to the Chief Secretary, Government of Andhra Pradesh calling upon him to show cause as to why monetary relief should not be recommended to be paid to the next kin of the deceased, Kannepalli Prabhakar died on 25-9-2007.

2. In the reference second read above, the Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice.

3. In the reference 3rd read above, the National Human Rights Commission has stated that the reasons assigned by the State of Andhra Pradesh were considered and did not find these grounds to be sufficient to discharge the notice issued u/s 18 of the PHR Act. The Commission is of the opinion that the prisoner died due to medical negligence since there was a serious delay in diagnosis and treatment of the undertrial prisoner, Kannepalli Prabhakar which led to the death of the young prisoner for which the State is liable. The Commission therefore recommended the State of Andhra Pradesh to pay a sum of Rs.1,00,000/-(Rupees one lakh only) to the next of kin of deceased prisoner, Kannepalli Prabhakar and forward the compliance report alongwith proof of payment, within six weeks i.e, by 30-12-2011.

4. Government after careful examination, hereby accord sanction for an amount of Rs 1,00,000/- (Rupees one lakh only) towards payment of Compensation to the legal heir of the deceased prisoner, Kannepalli Prabhakar died on 25-9-2007, as directed by the National Human Rights Commission, New Delhi.

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5. The amount sanctioned in Para (4) above, shall be debited to the Head of Account "2056 Jails - 101. Jails - SH (04) Jails - 500 other charges -501 Compensation (Non Plan).

6. The Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place at the disposal of Collector & District Magistrate, Adilabad for making payment to the legal heirs of the deceased Prisoner, Kannepalli Prabhakar and submit compliance report along with the proof of payment by 20-12-2011.

7. The Director General and Inspector General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action, accordingly.

8. This order does not require the concurrence of Finance Department as per the orders issued by the Finance (BG.1) Department vide their Memo no. 2894/514/A2/BG.1/2011-1, dated: 28-09-2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.P.ACHARYA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.
The Joint Registrar (Law), National Human Rights Commission, Faridkot House, Copernicus Marg, New Delhi.
The Director of Treasuries & Accounts, A.P., Hyderabad.
The Accountant General, (A&E), A.P., Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The District Treasury Officer, Adilabad.
The Collector & District Magistrate, Adilabad.

Copy to:

The Principal Secretary to Government(Political),
General Administration Department.
The Finance (Exp.H&L) Department.
The Finance (BG) Department.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER